IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION OF.2010 OF 2006

IN

SUIT NO.2341 OF 1986

Mr.Minoo Rustomji Shroff
and others. : Plaintiffs.

versus

1A. Gajaraben Raman Babu Dodhia
and others. : Defendants.

Ms.Z.B.Mistry i/by M/s.Pardiwala & Co. for the plaintiffs.
None for the defendants.

CORAM : A.S.OKA, J.

DATED : 11/09/2007.

P.C.

1. None appears for the defendant Nos.1(A), 1(B), 1(E), 1(G) and 1(H) in support of notice of motion. Learned counsel appearing for the

plaintiffs is present. She has tendered on record a xerox copy of letter dated 1st September 2007 sent by the advocate for the plaintiffs to the advocate for the aforesaid defendants. On the said copy, there is an endorsement by the advocate on record for the aforesaid defendants, who has filed the present notice of motion, that he has been orally informed by his clients not to pursue the matter. The said letter is marked "X' for identification.

2. In view of the absence of the aforesaid defendants and their advocate and in view of the aforesaid letter, the notice of motion is dismissed for default.

[A.S.OKA, J.]